

PHILLIP A. TALBERT  
United States Attorney  
BRITTANY M. GUNTER  
Assistant United States Attorney  
2500 Tulare Street, Suite 4401  
Fresno, CA 93721  
Telephone: (559) 497-4000  
Facsimile: (559) 497-4099

Attorneys for Plaintiff  
United States of America

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,  
Plaintiff,

v.

DARREN SEVER,  
Defendant.

Case No: 1:24-CR-00232-KES-BAM

STIPULATION TO CONTINUE STATUS  
CONFERENCE AND EXCLUDE TIME UNDER  
SPEEDY TRIAL ACT; ORDER

THE PARTIES HEREBY STIPULATE, through their respective attorneys of record, Assistant United States Attorney Brittany M. Gunter, counsel for the government, and Griffin Estes, counsel for Darren Sever (“the defendant”), that this action’s **Wednesday, January 22, 2025, status conference be continued to Wednesday, April 23, 2025, at 1:00 p.m.** The parties likewise ask the court to endorse this stipulation by way of formal order.

The parties base this stipulation on good cause, as follows:

1. A complaint and arrest warrant were issued in this case on September 6, 2024. ECF 1. The government prepared and delivered an initial set of discovery to defense counsel on September 16.

- 1           2. The grand jury returned an Indictment on September 19. ECF 15.
- 2           3. The government provided the defense with supplemental discovery on November 12. The
- 3           defense is and has been reviewing discovery thus far provided.
- 4           4. The government currently believes all discovery has been produced pursuant to Rule 16 or
- 5           otherwise made available for the defense's inspection and review pursuant to the Adam
- 6           Walsh Act, with the exception of a report from the National Center for Missing and
- 7           Exploited Children ("NCMEC"). The government will produce that report upon receipt.
- 8           The government will also follow up with law enforcement to determine the extent
- 9           supplemental discovery exists. If the government identifies additional information that
- 10          should be produced as supplemental discovery, the government will promptly produce it to
- 11          defense counsel in accord with Rule 16.
- 12          5. As defense counsel completes his analysis of the discovery produced in this case, counsel for
- 13          the government will work with the defense and the HSI Fresno office to ensure that the
- 14          defense is able to also timely review, upon its request, any electronic evidence in this case in
- 15          accord with relevant provisions of the Adam Walsh Act.
- 16          6. Defense counsel requires more time to complete his review of the discovery, complete any
- 17          additional investigation, discuss the case with the defendant, and consult with experts.
- 18          7. By the time of the continued status conference and as all discovery is timely reviewed, the
- 19          parties further intend to explore the extent this case can be resolved prior to trial.
- 20          8. Defense counsel believes that failure to grant the above-requested continuance would deny
- 21          him the reasonable time necessary for effective preparation, taking into account the exercise
- 22          of due diligence.
- 23          9. The government does not object to the continuance.
- 24          10. The parties therefore stipulate that the period of time from January 22, 2025, through April
- 25          23, 2025, is excludable pursuant to 18 U.S.C. §§ 3161(h)(7)(A) and 3161(h)(7)(B)(i) and (iv)
- 26          because it results from a continuance granted by the Court at the parties' request on the basis

of the Court's finding that the ends of justice served by taking such action outweigh the best interest of the public and the defendant in a speedy trial.

IT IS SO STIPULATED.

Dated: January 7, 2025

PHILLIP A. TALBERT  
United States Attorney

By: /s/ BRITTANY M. GUNTER  
BRITTANY M. GUNTER  
Assistant United States Attorney

Dated: January 7, 2025

By: /s/ GRIFFIN ESTES  
GRIFFIN ESTES  
Attorney for Defendant  
Darren Sever

### **ORDER**

IT IS ORDERED that the status conference currently set for January 22, 2025, at 1:00 pm is continued to **April 23, 2025, at 1:00 pm. in Courtroom 8 before Magistrate Judge Barbara A. McAuliffe.**

IT IS FURTHER ORDERED THAT the period of time from January 22, 2025, through April 23, 2025, is excluded pursuant to 18 U.S.C. §§ 3161(h)(7)(A) and 3161(h)(7)(B)(i) and (iv) because it results from a continuance granted by the Court at the parties' request on the basis of the Court's finding that the ends of justice served by taking such action outweigh the best interest of the public and the defendant in a speedy trial.

IT IS SO ORDERED.

Dated: January 7, 2025

/s/ Barbara A. McAuliffe  
UNITED STATES MAGISTRATE JUDGE